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 9 dba Copper Springs East

10 **UNITED STATES DISTRICT COURT**  
 11 **FOR THE DISTRICT OF ARIZONA**

12 Sabrina S. Masters,

13 Case No.

14 Plaintiff,

15 **DEFENDANT COPPER SPRINGS**  
**HOSPITAL, LLC'S NOTICE OF**  
**REMOVAL OF CIVIL ACTION**  
**UNDER 28 U.S.C. §§ 1331 (FEDERAL**  
**QUESTION), 1441 AND 1446**

16 v.

17 Copper Springs Hospital East,

18 Defendant.

19 (Removed from Maricopa County Superior  
 20 Court, Case No. CV2023-008949)

21 **TO: CLERK OF THE UNITED STATES DISTRICT COURT FOR THE DISTRICT**  
**OF ARIZONA**

22 PLEASE TAKE NOTICE that Copper Springs Hospital, LLC, dba Copper Springs East  
 23 ("Defendant") hereby removes the above-entitled action from the Superior Court of the State of  
 24 Arizona, County of Maricopa, to the United States District Court for the District of Arizona. This  
 25 Court has original jurisdiction under pursuant to 28 U.S.C. §§ 1331, 1441(a), 1446 and LRCiv 3.6.  
 26 Defendant respectfully submits the following statement of grounds for removal on the basis of this  
 27 Court's federal question jurisdiction.

28 1. On June 15, 2023, Plaintiff Sabrina Masters ("Plaintiff") filed a Complaint in  
 the Maricopa County Superior Court, State of Arizona, entitled *Sabrina S. Masters v.*  
*Copper Springs Hospital East*, Case No. CV2023-008949. Specifically, Plaintiff's  
 Complaint purports to assert claims of unlawful discrimination and retaliation during her

1 employment. A true and correct copy of the Complaint is attached to this Notice of Removal  
 2 as **Exhibit 1**.

3       2. On June 21, 2023, a process server purported to serve Defendant, via Littler  
 4 Mendelson, with copies of the state court Summons (7), Certificate of Compulsory  
 5 Arbitration, and Complaint. A true and correct copy of the complete state court file  
 6 including summonses, pleadings, and orders in the State Court Action are being filed with  
 7 this Notice as required by 28 U.S.C. § 1446(a) and are also attached as **Exhibit 2**.

8       3. Accordingly, Defendant has filed this Notice of Removal within 30 days after  
 9 service of the initial pleading setting forth a removable claim and it is timely filed under 28  
 10 U.S.C. §1446(b). Specifically, each defendant shall have 30 days after receipt by or service  
 11 on that defendant of the initial pleading or summons. 28 U.S.C. §1446(b)(2)(B).

12      4. This Court has original jurisdiction over this action under 28 U.S.C. § 1331  
 13 and Defendant properly removed it to this Court under 28 U.S.C. § 1441(a) because Plaintiff  
 14 has alleged a federal question. Specifically, Plaintiff's Complaint purports to state a cause  
 15 of action for harassment, discrimination, and retaliation under Title VII of the Civil Rights  
 16 Act of 1964 and discrimination under 42 U.S.C. § 1981.

17      5. Accordingly, because Plaintiff asserts a claim under the laws of the United  
 18 States, this Court has original jurisdiction pursuant to 28 U.S.C. § 1331 and this action may  
 19 be removed to this Court pursuant to 28 U.S.C. § 1331 and 1441(a). “A case arise[s] under  
 20 federal law within the meaning of § 1331 . . . if a well-pleaded complaint establishes either  
 21 that federal law creates the cause of action or that the plaintiff’s right to relief necessarily  
 22 depends on resolution of a substantial question of federal law.” *Cook Inlet Region, Inc. v.*  
*Rude*, 690 F.3d 1127, 1130 (9th Cir. 2012) (quoting *Empire Healthchoice Assurance, Inc.*  
*v. McVeigh*, 547 U.S. 677, 689–90 (2006)) (internal citation omitted).

25      6. Supplemental jurisdiction exists over Plaintiff’s remaining state law claims.  
 26 *See* 28 U.S.C. §§ 1367, 1441(c). In any civil action in which this Court has original  
 27 jurisdiction, it also has supplemental jurisdiction under 28 U.S.C. § 1367(a) over all state  
 28 law claims that are so related to the claims in this action within its original jurisdiction that

they form part of the same case and controversy. Plaintiff's state law claims are based on the same operative facts as Plaintiff's federal claim. Therefore, this Court has supplemental jurisdiction over Plaintiff's state law claims.

7. Venue of this Action exists in this District pursuant to 28 U.S.C. § 1441(a) because the Maricopa County Superior Court is located within this District.

8. Based on the foregoing this Action is properly removed to this Court.

9. Defendant has given written notice of this removal to all adverse parties, in accordance with 28 U.S.C. § 1446(d). A copy of the Notice to Adverse Party of Removal of Civil Action to Federal Court filed in the Maricopa County Superior Court, State of Arizona, is attached as **Exhibit 3**.

10. Defendant filed a Notice to State Court of Removal of Civil Action to Federal Court in the Maricopa County Superior Court, State of Arizona, and served Plaintiff with the Notice, in accordance with 28 U.S.C. § 1446(d). A copy of the Notice to State Court of Removal of Civil Action to Federal Court is attached as **Exhibit 4**.

Dated: July 11, 2023

Respectfully submitted,

*s/Michael B. Guilliam*

R. Shawn Oller

Michael B. Guilliam

## LITTLER MENDELSON, P.C.

Attorneys for Defendant Copper Springs Hospital, LLC dba Copper Springs East

I hereby certify that I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants, and mailed and emailed a copy of same to the following if non-registrants, this 11<sup>th</sup> day of July, 2023, to:

Sabrina S. Masters  
1728 West Wayland Drive  
Phoenix, Arizona 85041  
[Masters\\_sabrina1987@hotmail.com](mailto:Masters_sabrina1987@hotmail.com)  
Plaintiff *Pro Persona*

By: *s/Michelle Renee Mercure*